

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.39923 of 2008
MD.NIRALAY @ ABDUSSALAM PETITIONER
Versus
THE STATE OF BIHAR OPP. PARTY
For the petitioner : - Md. Soban Asgher, Advocate
For the O.P. : - Sri D. Mehta, APP

2. 20.10.2008 Heard Md. Soban Asgher, Advocate for the
petitioner and Sri D. Mehta, Additional Public Prosecutor
for the State.

In the light of the record made by the learned
Sessions Judge in his rejection order that offence under
Section 414 IPC was not made out in view of no case of
theft being recorded in respect of the seized property, it is
contended that the refusal of bail was not justified.

Let petitioner, Md. Niralay @ Abdussalam be
release from custody on furnishing a bond of Rs.3,000/-
(three thousand) with two sureties of the like amount each to
the satisfaction of Additional Chief Judicial Magistrate,
Jhanjharpur in connection with Laukahi P.S. Case No. 94 of
2008.

DKS/

(Dharnidhar Jha, J)